

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION**

KENNETH JONES

PLAINTIFF

v.

4:07CV00807-WRW

FRED'S STORES OF TENNESSEE, INC.

DEFENDANT

ORDER

Pending is Plaintiff's Motion in Limine (Doc. No. 11). Defendant has responded (Doc. No. 15). On September 17, 2008, this court certified to the Arkansas Supreme Court a question of law raised in Plaintiff's Motion.¹ On October 2, 2008, the Arkansas Supreme Court accepted certification.² Accordingly, Plaintiff's Motion (Doc. No. 11) is DENIED without prejudice.

IT IS SO ORDERED this 7th day of October, 2008.

/s/Wm. R. Wilson, Jr.
UNITED STATES DISTRICT JUDGE

¹Doc. No. 17.

²Letter from Arkansas Supreme Court dated October 2, 2008.